

1989 MAR 20 AM 11:24
HOUSE OF REPRESENTATIVES

I certify that the attached is a true and
correct copy of HB 1806, which
was filed of record on MAR 03 1989
and referred to the committee on:

Human Services

Betty Murray
Chief Clerk of the House

By

Collins

H.B. No. 1806

A BILL TO BE ENTITLED

AN ACT

relating to providing postadoption services for adoptees and the
adoptive families.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. The heading of Chapter 47, Human Resources Code,
is amended to read as follows: CHAPTER 47. ADOPTION SERVICES [FOR
HARD-TO-PLACE-CHILDREN]

SECTION 2. Sections 47.001-47.005, Human Resources Code, are
designated as SUBCHAPTER A. SERVICES FOR HARD-TO-PLACE CHILDREN.

SECTION 3. Chapter 47, Human Resources Code, is amended by
adding Subchapter B to read as follows:

SUBCHAPTER B. POSTADOPTION SERVICES

Sec. 47.031. PROVISION OF SERVICES. The department may
provide services after adoption to adoptees and adoptive families
to whom the department provided services before adoption. The
department may provide the services directly or through contract.
The services may include financial assistance, respite care,
placement services, parenting programs, support groups, counseling
services, and medical aid.

SECTION 4. The importance of this legislation and the
crowded condition of the calendars in both houses create an
emergency and an imperative public necessity that the
constitutional rule requiring bills to be read on three several
days in each house be suspended, and this rule is hereby suspended,

1 and that this Act take effect and be in force from and after its
2 passage, and it is so enacted.

HOUSE COMMITTEE REPORT

87 APR 27 14:12:10

1st Printing

By Collazo

H.B. No. 1806

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SECTION 3. Chapter 47, Human Resources Code, is amended by adding Subchapter B to read as follows:

SUBCHAPTER B. POSTADOPTION SERVICES

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SECTION 4. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended,

H.B. No. 1806

1 and that this Act take effect and be in force from and after its
2 passage, and it is so enacted.

COMMITTEE AMENDMENT NO. 1

Amend H.B. 1806 on page 1, between lines 19 and 20, by inserting the following:

Sec. 47.032. POSTADOPTIVE SERVICES ADVISORY COMMITTEE. (a)

The Postadoptive Services Advisory Committee is established.

(b) The committee is composed of:

(1) a representative of the department, appointed by the commissioner;

(2) a representative of the Texas Department of Mental Health and Mental Retardation, appointed by the commissioner of mental health and mental retardation;

(3) an adoptive parent, appointed by the lieutenant
governor;

(4) an adoptive parent, appointed by the speaker of
the house;

(5) a psychologist or psychiatrist licensed to practice in this state who specializes in treating adopted children, appointed by the lieutenant governor; and

(6) a representative of a private adoption agency,
appointed by the speaker of the house.

(c) The commissioner shall set the time and place of the first meeting.

(d) Committee members serve two-year terms and may be reappointed for subsequent terms.

(e) The committee shall annually elect one member to serve
as chairman.

(f) The committee shall meet at least quarterly. Any

1 actions taken by the committee must be approved by a majority vote
2 of the members present.

3 (g) Members of the committee receive no compensation but are
4 entitled to reimbursement for actual and necessary expenses
5 incurred in performing their duties under this section.

6 (h) The department shall pay the expenses of the committee
7 and shall supply necessary personnel and supplies.

8 (i) The committee shall:

9 (1) monitor the postadoptive services provided by the
10 department and the contracts issued for those services;

11 (2) study the costs and benefits provided by the
12 postadoptive services;

13 (3) review the issues concerning adoptees and adoptive
14 families and develop appropriate policy recommendations for the
15 state; and

16 (4) submit a biennial report to the legislature not
17 later than February 1 of each odd-numbered year that includes the
18 results of the costs and benefits study, the policy recommendations
19 for the state, and committee recommendations to improve
20 postadoptive services provided by the department.

COMMITTEE REPORT

The Honorable Gib Lewis
Speaker of the House of Representatives

April 18, 1989
(date)

Sir:

We, your COMMITTEE ON HUMAN SERVICES,

to whom was referred H.B. 1806 have had the same under consideration and beg to report
(measure)

back with the recommendation that it

- () do pass, without amendment.
- (x) do pass, with amendment.
- () do pass and be not printed; a Complete Committee Substitute is recommended in lieu of the original measure.

A fiscal note was requested. (x)yes () no An actuarial analysis was requested. () yes (x)no

An author's fiscal statement was requested. () yes (x)no

A criminal justice policy impact statement was prepared. () yes (x)no

A water development policy impact statement was requested. () yes (x)no

(x) The Committee recommends that this measure be sent to the Committee on Local and Consent Calendars for placement on the () Local, (x) Consent, or () Resolutions Calendar.

This measure () proposes new law. (x)amends existing law.

House Sponsor of Senate Measure _____

The measure was reported from Committee by the following vote:

	AYE	NAY	PNV	ABSENT
Barton, Ch.	✓			
Melton, V.C.	✓			
Vowell, C.B.O.	✓			
Blair	✓			
Johnson, J.	✓			
Larry				✓
Linebarger	✓			
VanderVoort	✓			
Waterfield				✓

Total
7 aye
0 nay
0 present, not voting
2 absent

Erwin Barto
CHAIRMAN
Debra K. Wall
COMMITTEE COORDINATOR

BILL ANALYSIS

H.B. 1806
by Collazo

Human Services Committee

BACKGROUND

Ten years ago, adoption services consisted mainly of the time staff spent recruiting and studying prospective adoptive homes. Once a child was placed, only a minimum of support services were needed. Now, due to the severity and multiplicity of problems the children needing placement have, it has become apparent that more time and support is required to support adoption both before and after consummation. The purpose of post placement adoption services is to provide that support, as needed, to the adoptee and members of the adoptive family. Failure to provide these services reduces the possibility of adoption for some children, as many children periodically need services in order to function satisfactorily in a family setting, and may impede the success of an adoptive placement that has been made.

PURPOSE

H.B. 1806 would allow the Texas Department of Human Services to provide various services, if needed, after adoption to adoptees and adoptive families to whom the department provided services before adoption.

SECTION-BY-SECTION ANALYSIS

SECTION 1. Amends the heading of Chapter 47 of the Human Resources Code to read "Chapter 47. Adoption Services." The words "For Hard to Place Children" are deleted.

SECTION 2. Designates Sections 47.001-47.005 of the Human Resources code as "Subchapter A. Services for Hard-To-Place Children."

SECTION 3. Amends Chapter 47 of the Human Resources Code by adding "Subchapter B. Post Adoption Services," which consists of "Section 47.031. Provision of Services." Section 47.031 authorizes the Texas Department of Human Services to provide services, if needed, after adoption to adoptees and adoptive families to whom the department provided services before adoption. The department may provide the services directly or through contract. The services may include financial assistance, respite care, placement services, parenting programs, support groups, counseling services, and medical aid.

SECTION 4. Emergency clause.

RULEMAKING AUTHORITY

It is the opinion of the committee that this bill does delegate rulemaking authority to a state agency, officer, department, or institution. In Section 3 of the bill, the Texas Department of Human Services is authorized to provide postadoption services for adoptees and the adoptive families. Although rulemaking authority is not specifically delegated to the Texas Department of Human Services in this bill, such rulemaking authority is implied as the department may have to adopt rules concerning the provision of these postadoptive services to adoptees and the adoptive families.

24

SUMMARY OF COMMITTEE ACTION

Public notice was posted in accordance with the rules and a public hearing on H.B. 1806 was held on April 11, 1989. The Chair, Representative Barton, laid out H.B. 1806 and recognized Representative Collazo, the author, to explain the bill. Testifying for the bill were Reggie M. Griffith, representing himself and the Council on Adoptable Children of Texas; Carlene Murray, secretary for a district judge, representing herself; Jim Harlow, landscaper, representing himself; J.R. Kerr, student, representing himself; Barbara Rila, psychologist, Dallas, representing herself; Margie Hoelscher, representing the Council on Adoptable Children of Dallas; Bobbie T. Kerr, representing herself and the Council on Adoptable Children of Dallas; Bonnie Harlow, representing herself and her adopted children; Bob Chandler, minister, Dallas, representing himself; Jamie Kerr, student, representing herself; Linda B. Sacra, representing herself and the Council on Adoptable Children of Texas; Teresa Phillips, Royse City, representing herself; Elaine V. Brennan, teacher, Austin, representing herself; Garland M. O'Day, Sr., property tax consultant, Arlington, representing himself; and, Robert Paladino, U.S. Air Force security supervisor, N. Richland Hills, representing himself. Testifying on the bill as a resource witness was Diane Scott, representing the Texas Department of Human Services. No one testified against the bill.

H.B. 1806 was referred to a subcommittee consisting of the following members: Representative Melton, Vowell and Waterfield. On April 12, 1989, the subcommittee held a formal meeting. The Chair laid out H.B. 1806. It was moved that the subcommittee recess until 5 minutes after adjournment of the House on April 13, 1989. There being no objection, the subcommittee recessed until 5 minutes after adjournment of the House on April 13, 1989.

On April 13, 1989, at 10:49 a.m., the subcommittee reconvened and was called to order by the Chair. The Chair laid out H.B. 1806. It was moved that the subcommittee recess until 5 minutes after the second adjournment of the House on April 13, 1989. There being no objection, the subcommittee recessed until 5 minutes after the second adjournment of the House on April 13, 1989. The subcommittee reconvened at 11:58 a.m., on April 13, 1989, and was called to order by the Chair. The Chair laid out H.B. 1806. At that meeting, Representative Waterfield offered an amendment, which was adopted. The effect of the amendment would be to provide for the creation of a Postadoptive Services Advisory Committee that would: 1) monitor the postadoptive services provided by the Texas Department of Human Services and the contracts issued for those services; 2) study the costs and benefits provided by the postadoptive services; 3) review the issues concerning adoptees and adoptive families and develop appropriate policy recommendations for the state; and 4) submit a biennial report to the legislature that includes the results of the costs and benefits study, the policy recommendations for the state, and committee recommendations to improve postadoptive services provided by the Texas Department of Human Services. The subcommittee voted to favorably report the bill as amended back to the full committee.

The subcommittee report was considered by the full committee on April 18, 1989. The Chair laid out H.B. 1806 on subcommittee report and recognized Representative Melton to explain the subcommittee report. The Chair laid out amendment #1. Amendment #1 was adopted by the full committee. On April 18, 1989, the full committee voted to report H.B. 1806 as amended to the full House with a favorable recommendation that it do pass and that it be placed on the Consent Calendar by a record vote of 7 Ayes, 0 Nays, 0 PNV, and 2 Absent.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

April 25, 1989

TO: Honorable Erwin W. Barton, Chair
Committee on Human Services
House of Representatives
Austin, Texas

In Re: House Bill No. 1806,
as amended
By: Collazo

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Bill No. 1806, as amended (relating to providing postadoption services for adoptees and the adoptive families) this office has determined the following:

No significant fiscal implication to the State or units of local government is anticipated.

Criminal Justice Policy Impact Statement: No change in the sanctions applicable to adults convicted of felony crimes is anticipated.

Source: Department of Human Services;
LBB Staff: JO, JWH, AL, GR, CKM

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

March 29, 1989

TO: Honorable Erwin W. Barton, Chair
Committee on Human Services
House of Representatives
Austin, Texas

In Re: House Bill No. 1806
By: Collazo

FROM: Jim Oliver, Director

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ADOPTED

MAY 5 1989

Betty Messing
Chief Clerk
House of Representatives

Waterford

R. Wale

COMMITTEE AMENDMENT NO. 1

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2 inserting the following:

3 Sec. 47.032. POSTADOPTIVE SERVICES ADVISORY COMMITTEE. (a)
4 The Postadoptive Services Advisory Committee is established.

5 (b) The committee is composed of:

6 (1) a representative of the department, appointed by
7 the commissioner;

8 (2) a representative of the Texas Department of Mental
9 Health and Mental Retardation, appointed by the commissioner of
10 mental health and mental retardation;

11 (3) an adoptive parent, appointed by the lieutenant
12 governor;

13 (4) an adoptive parent, appointed by the speaker of
14 the house;

15 (5) a psychologist or psychiatrist licensed to
16 practice in this state who specializes in treating adopted
17 children, appointed by the lieutenant governor; and

18 (6) a representative of a private adoption agency,
19 appointed by the speaker of the house.

20 (c) The commissioner shall set the time and place of the
21 first meeting.

22 (d) Committee members serve two-year terms and may be
23 reappointed for subsequent terms.

24 (e) The committee shall annually elect one member to serve
25 as chairman.

1 (f) The committee shall meet at least quarterly. Any
2 actions taken by the committee must be approved by a majority vote
3 of the members present.

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19 results of the costs and benefits study, the policy recommendations
20 for the state, and committee recommendations to improve
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HOUSE ENGROSSMENT

5-100003

By Collazo

H.B. No. 1806

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6 families and develop appropriate policy recommendations for the
7 state; and

8 (4) submit a biennial report to the legislature not
9 later than February 1 of each odd-numbered year that includes the
10 results of the costs and benefits study, the policy recommendations
11 for the state, and committee recommendations to improve
12 postadoption services provided by the department.

13 SECTION 4. The importance of this legislation and the
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By: Collazo

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LEGISLATIVE BUDGET BOARD

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March 29, 1989

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By: Collazo

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Source: Department of Human Services;
LBB Staff: JO, JWH, AL, GR, BL

REQUEST FOR LOCAL & UNCONTESTED CALENDAR
PLACEMENT

Hon. Bill Sims, Chairman
Administration Committee

Sir:

Notice is hereby given that CSHB 1806, by: Collazo (Braks)
was heard by the Committee on HEALTH & HUMAN SERVICES on 5/22, 1989
and reported out with the recommendation that it be placed on the Local and Uncontested
Calendar.


Clerk of the reporting committee

IMPORTANT: A COPY OF THIS FORM MUST BE ATTACHED TO A PRINTED COPY OF THE BILL OR RESOLUTION, WHICH ALONG WITH 14 ADDITIONAL COPIES OF THE BILL OR RESOLUTION SHOULD BE DELIVERED TO THE OFFICE OF THE COMMITTEE ON ADMINISTRATION, ROOM 419. PLEASE CALL 3-0350 IF YOU HAVE ANY QUESTIONS. DEADLINE FOR SUBMITTING BILLS FOR THE LOCAL CALENDAR IS 5:00 P.M. FRIDAY.

Paper clip the original to the bill; retain one copy for reporting committee files; deliver one copy to the bill sponsor.

SENATE FAVORABLY AS SUBSTITUTED COMMITTEE REPORT

Lt. Governor William P. Hobby
President of the Senate

5-22-89
(date)/(time)

Sir:

We, your Committee on HEALTH AND HUMAN SERVICES to which was referred
HB 1806 by Collayo have on 5-22, 1989, had the same
(measure) (sponsor) (hearing date)

under consideration and I am instructed to report it back with the recommendation (s) that it

- ☒ do pass as substituted, and be printed
☐ the caption remained the same as original measure
☒ the caption changed with adoption of the substitute

☐ do pass as substituted, and be ordered not printed

☒ and is recommended for placement on the Local and Uncontested Bills Calendar.

A fiscal note was requested. ☒ yes ☐ no

A revised fiscal note was requested. ☐ yes ☐ no

An actuarial analysis was requested. ☐ yes ☐ no

Considered by subcommittee. ☐ yes ☐ no

Senate Sponsor of House Measure Brooks

The measure was reported from Committee by the following vote:

	YEA	NAY	PNV	ABSENT
Brooks, Chairman	<input checked="" type="checkbox"/>			
Uribe, Vice Chairman				
Edwards	<input checked="" type="checkbox"/>			
Johnson	<input checked="" type="checkbox"/>			
Parmer				
Tejeda	<input checked="" type="checkbox"/>			
Truan				
Whitmire				
Zaffirini	<input checked="" type="checkbox"/>			
TOTAL VOTES	<u>5</u>			

Linda M. Cristofari
COMMITTEE CLERK

Frank Tejeda
CHAIRMAN (ACTING)

Paper clip the original and one copy of this form along with TWO copies of the Committee Substitute to the original bill and retain one copy for Reporting Committee file.

1 By: Collazo (Senate Sponsor - Brooks) H.B. No. 1806
2 (In the Senate - Received from the House May 8, 1989;
3 May 9, 1989, read first time and referred to Committee on Health
4 and Human Services; May 22, 1989, reported adversely, with
5 favorable Committee Substitute by the following vote: Yeas 5, Nays
6 0; May 22, 1989, sent to printer.)

7 COMMITTEE VOTE

	Yea	Nay	PNV	Absent
8 Brooks	x			
9 Uribe				x
10 Edwards	x			
11 Johnson	x			
12 Parmer				x
13 Tejada	x			
14 Truan				x
15 Whitmire				x
16 Zaffirini	x			

18 COMMITTEE SUBSTITUTE FOR H.B. No. 1806

By: Brooks

19 A BILL TO BE ENTITLED
20 AN ACT

21 relating to children placed for adoption, postadoption services for
22 adoptees and the adoptive families.

23 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

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26 HARD-TO-PLACE-CHILDREN]

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31 SUBCHAPTER B. POSTADOPTION SERVICES

32 Sec. 47.031. PROVISION OF SERVICES. The department may
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36 The services may include financial assistance, respite care,
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40 (a) The Postadoption Services Advisory Committee is established.

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44 (2) a representative of the Texas Department of Mental
45 Health and Mental Retardation appointed by the commissioner of
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47 (3) an adoptive parent appointed by the lieutenant
48 governor;

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50 house;

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52 practice in this state who specializes in treating adopted children
53 appointed by the lieutenant governor; and

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56 (c) The commissioner shall set the time and place of the
57 first meeting.

58 (d) Committee members serve two-year terms and may be
59 reappointed for subsequent terms.

60 (e) The committee shall annually elect one member to serve
61 as chairman.

62 (f) The committee shall meet at least quarterly. Any
63 actions taken by the committee must be approved by a majority vote
64 of the members present.

65 (g) Members of the committee receive no compensation but are

entitled to reimbursement for actual and necessary expenses incurred in performing their duties under this section.

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(i) The committee shall:

(1) monitor the postadoption services provided by the department and the contracts issued for those services;

(2) study the costs and benefits provided by the postadoption services;

(3) review the issues concerning adoptees and adoptive families and develop appropriate policy recommendations for the state; and

(4) submit a biennial report to the legislature not later than February 1 of each odd-numbered year that includes the results of the costs and benefits study, the policy recommendations for the state, and committee recommendations to improve postadoption services provided by the department.

SECTION 4. Section 16.032, Family Code, is amended to read as follows:

(a) Before placing a child for adoption with any person other than the child's stepparent, grandparent, aunt, or uncle by birth, marriage, or prior adoption, the Texas Department of Human Services, an authorized agency, or the child's parent or guardian shall compile a report on the available health, social, educational, and genetic history of the child to be adopted. The report shall include any history of physical, sexual, or emotional abuse suffered by the child. If the child has been placed for adoption by any person or entity other than the department, an authorized agency, or the child's parent or guardian, it is the duty of the person or entity who places the child for adoption to prepare the report.

(b) The health history of the child must include information about the child's health status at the time of placement. The health history must include birth, neonatal, and other medical, psychological, psychiatric, and dental history, a record of immunizations, and the available results of medical, psychological, psychiatric, and dental examinations of the child.

(c) The social history of the child must include information, to the extent known, about past and existing relationships among the child and the child's[7-~~his~~] siblings, [~~his~~] parents by birth, [~~his~~] extended family, and other persons who have had physical possession of or legal access to the child.

(d) The educational history of the child shall include, to the extent known, information about the enrollment and performance of the child in educational institutions, results of educational testing and standardized tests, and special educational needs, if any, of the child.

(e) The genetic history of the child shall include a description of the child's parents by birth and their parents, any other child(ren) born to either of the child's parents, and extended family members, and shall specifically include, to the extent such information is available, information about:

(1) their health and medical history, including any genetic diseases and disorders;

(2) their health status at the time of placement;

(3) the cause of and their age at death;

(4) their height and weight and eye and hair color;

(5) their nationality and ethnic backgrounds;

(6) their general levels of educational and professional achievements, if any;

(7) their religious backgrounds; if any; [and]

(8) any psychological, psychiatric or social evaluations, including the date of any such evaluation, any diagnosis, and a summary of any findings; [~~the--existence--of--any other--child--or--children--born--to--either--of--the--child's--parents--by birth--prior--to--placement--of--the--child--for--adoption--~~]

(9) any criminal conviction record relating to a misdemeanor or felony classified as an offense against the person or family, a misdemeanor or felony classified as public indecency, or a felony violation of a statute intended to control the

possession or distribution of a substance included in the Texas Controlled Substances Act (Article 4476-15, Vernon's Texas Civil Statutes); and

(10) any information necessary to determine whether the child is entitled to or otherwise eligible for state or federal financial, medical or other assistance.

(f) The department, authorized agency, parent, guardian, or person or entity who places the child for adoption shall ~~before the time of placement~~ provide the prospective adoptive parents with a copy ~~summary~~ of the report as early as practicable prior to the first meeting of the adoptive parents with the child being placed for adoption edited to protect the identity ~~confidentiality~~ of birth parents and their families.

(g) The report ~~and a copy of the report summary submitted to the child's adoptive parents~~ shall be retained for a period of 99 years by the department or authorized agency placing the child for adoption. If the agency ceases to function as an authorized agency, the agency shall transfer all the reports to the department or, after giving notice to the department, to a transferee agency that is assuming responsibility for the preservation of the agency's adoption records. If the child has not been placed for adoption by the department or an authorized agency, and if the child is being adopted by a person other than the child's stepparents, grandparent, aunt, or uncle by birth, marriage, or prior adoption, the person or entity who places the child for adoption shall file the report ~~and a copy of the report summary submitted to the child's adoptive parents~~ with the department, which shall retain such copies for a period of 99 years.

(h) No petition for adoption of a child by a person other than the child's stepparent, grandparent, aunt, or uncle by birth, marriage, or prior adoption may be granted until the following documents have been filed in the record of the suit:

(1) a copy of the report ~~summary~~ signed by the child's adoptive parents; and

(2) if the report is ~~and a copy of the report summary are~~ required to be submitted to the department under Subsection (g) of this section, a certificate from the department acknowledging receipt of the report ~~and a copy of the report summary~~.

(i) The department, authorized agency, or court retaining a copy of the report ~~summary submitted to the adoptive parents~~ shall provide a copy of the report which has been edited to protect the identity of the birth parents and any other person whose identity is confidential ~~that summary~~ to the following persons on request:

(1) an adoptive parent of the adopted child;

(2) the managing conservator, guardian of the person, or legal custodian of the adopted child;

(3) the adopted child, after the child ~~he~~ is an adult;

(4) the surviving spouse of the adopted child if the adopted child is dead and the spouse is the parent or guardian of a child of the deceased adopted child; or

(5) a progeny of the adopted child if the adopted child is dead and the progeny is an adult.

(j) A copy of the report ~~summary~~ may not be furnished to any person who cannot furnish satisfactory proof of ~~his~~ identity and ~~of his~~ legal entitlement to receive a copy ~~of the summary~~.

(k) A person requesting a copy of the report ~~summary~~ must pay the actual and reasonable costs of providing a copy ~~of the summary~~ and verifying ~~his~~ entitlement to the copy.

(l) The department, authorized agency, parent, guardian, person, or entity who prepares and files the original report ~~and summary~~ is required to furnish supplemental medical, psychological and psychiatric information to the adoptive parents should it become available and to file such supplemental information where the original report is ~~and summary are~~ filed, where it shall be retained for as long as the original report is ~~and summary are~~ required to be retained.

(m) A court having jurisdiction of a suit affecting the

parent-child relationship may by order waive the making and filing of a report under this section if the child's biological parents cannot be located, and as a consequence thereof, there is not sufficient information available to compile a report.

(n) The department, authorized agency, person or entity placing a child for adoption shall inform the prospective adoptive parents of their right to examine the records and other information relating to the history of the child. It shall be the duty of the person or entity placing the child for adoption to edit the records and information to protect the identity of the biological parents and any other person whose identity is confidential.

SECTION 5. Section 16.09, Family Code, is amended to read as follows:

(a) On entry of a decree of adoption, the parent-child relationship exists between the adopted child and the adoptive parents as if the child were born to the adoptive parents during marriage. The adoptive parents are entitled to receive copies of the records and other information relating to the history of the child maintained by the department, authorized agency, person, or entity placing the child for adoption. It shall be the duty of the person or entity placing the child for adoption to edit the records and information to protect the identity of the biological parents and any other person whose identity is confidential.

(b) An adopted child is entitled to inherit from and through the child's [his] adoptive parents as though the child [he] were the natural child of the parents.

(c) The terms "child," "descendant," "issue," and other terms indicating the relationship of parent and child include an adopted child unless the context or express language clearly indicates otherwise.

(d) Nothing in this chapter shall preclude or affect the rights of a biologic or adoptive maternal or paternal grandparent to reasonable access under Sections 14.03(e), (f), and (g) of this code.

SECTION 6. Section 34.08, Family Code, is amended to read as follows:

(a) Except as provided in Subsections (b) and (c) of this section, the [The] reports, records, and working papers used or developed in an investigation made under this chapter are confidential and may be disclosed only for purposes consistent with the purposes of this code under regulations adopted by the investigating agency.

(b) The adoptive parents of a child who was the subject of an investigation under this chapter and an adult who was the subject of an investigation under this chapter as a child are entitled to examine and make copies of any reports, records, working papers and other information in the possession, custody or control of the state which pertain to the history of the child and which have been edited to protect the identity of the biological parents and any other person whose identity is confidential.

(c) Prior to placing a child who was the subject of an investigation under this chapter with prospective adoptive parents, the department shall notify the prospective adoptive parents of their right to examine any reports, records, and other information in the possession, custody, or control of the state which pertain to the history of the child and which have been edited to protect the identity of the biological parents and any other person whose identity is confidential. It is the duty of the department to provide prospective adoptive parents an opportunity to examine such information as early as practicable prior to placing a child with the prospective adoptive parents.

SECTION 7. This Act applies to adoptions consummated before, on or after the effective date of this Act.

SECTION 8. The importance of this legislation and the crowded condition of the calendars in both houses create an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days in each house be suspended, and this rule is hereby suspended, and that this Act take effect and be in force from and after its passage, and it is so enacted.

* * * * *

Austin, Texas
May 22, 1989

Hon. William P. Hobby
President of the Senate

Sir:

We, your Committee on Health and Human Services to which was referred H.B. No. 1806, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the Committee Substitute adopted in lieu thereof do pass and be printed.

Tejeda, Acting Chairman

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

May 10, 1989

TO: Honorable Chet Brooks, Chairman
Committee on Health and Human Services
Senate Chamber
Austin, Texas

In Re: House Bill No. 1806,
as engrossed
By: Collazo

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Bill No. 1806, as engrossed (relating to postadoption services for adoptees and the adoptive families) this office has determined the following:

No significant fiscal implication to the State or units of local government is anticipated.

Source: Department of Human Services;
LBB Staff: JO, JWH, AL, GR, CKM

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

April 25, 1989

TO: Honorable Erwin W. Barton, Chair
Committee on Human Services
House of Representatives
Austin, Texas

In Re: House Bill No. 1806,
as amended
By: Collazo

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Bill No. 1806, as amended (relating to providing postadoption services for adoptees and the adoptive families) this office has determined the following:

No significant fiscal implication to the State or units of local government is anticipated.

Criminal Justice Policy Impact Statement: No change in the sanctions applicable to adults convicted of felony crimes is anticipated.

Source: Department of Human Services;
LBB Staff: JO, JWH, AL, GR, CKM

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

March 29, 1989

TO: Honorable Erwin W. Barton, Chair
Committee on Human Services
House of Representatives
Austin, Texas

In Re: House Bill No. 1806
By: Collazo

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Bill No. 1806 (relating to providing postadoption services for adoptees and the adoptive families) this office has determined the following:

No fiscal implication to the State or units of local government is anticipated.

Criminal Justice Policy Impact Statement: No change in the sanctions applicable to adults convicted of felony crimes is anticipated.

Source: Department of Human Services;
LBB Staff: JO, JWH, AL, GR, BL

ADOPTED

MAY 24 1989

Barry King
Secretary of the Senate

WST

By Collazo

H.B. No. 1806

Substitute the following for H.B. No. 1806:

By *Brook*

C.S.H.B. No. 1806

A BILL TO BE ENTITLED

AN ACT

relating to children placed for adoption, postadoption services
for adoptees and the adoptive families.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. The heading of Chapter 47, Human Resources Code,
is amended to read as follows: CHAPTER 47. ADOPTION SERVICES [FOR
HARD-TO-PLACE-CHILDREN]

SECTION 2. Sections 47.001-47.005, Human Resources Code, are
designated as SUBCHAPTER A. SERVICES FOR HARD-TO-PLACE CHILDREN.

SECTION 3. Chapter 47, Human Resources Code, is amended by
adding Subchapter B to read as follows:

SUBCHAPTER B. POSTADOPTION SERVICES

Sec. 47.031. PROVISION OF SERVICES. The department may
provide services after adoption to adoptees and adoptive families
to whom the department provided services before adoption. The
department may provide the services directly or through contract.
The services may include financial assistance, respite care,
placement services, parenting programs, support groups, counseling
services, and medical aid.

Sec. 47.032. POSTADOPTION SERVICES ADVISORY COMMITTEE. (a)
The Postadoption Services Advisory Committee is established.

(b) The committee is composed of:

(1) a representative of the department appointed by
the commissioner;

1 (2) a representative of the Texas Department of Mental
2 Health and Mental Retardation appointed by the commissioner of
3 mental health and mental retardation;

4 (3) an adoptive parent appointed by the lieutenant
5 governor;

6 (4) an adoptive parent appointed by the speaker of the
7 house;

8 (5) a psychologist or psychiatrist licensed to
9 practice in this state who specializes in treating adopted children
10 appointed by the lieutenant governor; and

11 (6) a representative of a private adoption agency
12 appointed by the speaker of the house.

13 (c) The commissioner shall set the time and place of the
14 first meeting.

15 (d) Committee members serve two-year terms and may be
16 reappointed for subsequent terms.

17 (e) The committee shall annually elect one member to serve
18 as chairman.

19 (f) The committee shall meet at least quarterly. Any
20 actions taken by the committee must be approved by a majority vote
21 of the members present.

22 (g) Members of the committee receive no compensation but are
23 entitled to reimbursement for actual and necessary expenses
24 incurred in performing their duties under this section.

25 (h) The department shall pay the expenses of the committee
26 and shall supply necessary personnel and supplies.

27 (i) The committee shall:

1 (1) monitor the postadoption services provided by the
2 department and the contracts issued for those services;

3 (2) study the costs and benefits provided by the
4 postadoption services;

5 (3) review the issues concerning adoptees and adoptive
6 families and develop appropriate policy recommendations for the
7 state; and

8 (4) submit a biennial report to the legislature not
9 later than February 1 of each odd-numbered year that includes the
10 results of the costs and benefits study, the policy recommendations
11 for the state, and committee recommendations to improve
12 postadoption services provided by the department.

13 SECTION 4. Section 16.032, Family Code, is amended to read
14 as follows:

15 ^{115.032.1. HEALTH, SOCIAL, EDUCATIONAL, AND GENETIC HISTORY REPORT.}
16 [^](a) Before placing a child for adoption with any person
17 other than the child's stepparent, grandparent, aunt, or uncle by
18 birth, marriage, or prior adoption, the Texas Department of Human
19 Services, an authorized agency, or the child's parent or guardian
20 shall compile a report on the available health, social,
21 educational, and genetic history of the child to be adopted. The
22 report shall include any history of physical, sexual, or emotional
23 abuse suffered by the child. If the child has been placed for
24 adoption by any person or entity other than the department, an
25 authorized agency, or the child's parent or guardian, it is the
26 duty of the person or entity who places the child for adoption to
prepare the report.

1 (b) The health history of the child must include information
2 about the child's health status at the time of placement. The
3 health history must include birth, neonatal, and other medical,
4 psychological, psychiatric, and dental history, a record of
5 immunizations, and the available results of medical, psychological,
6 psychiatric, and dental examinations of the child.

7 (c) The social history of the child must include
8 information, to the extent known, about past and existing
9 relationships among the child and the child's [,-his] siblings,
10 [his] parents by birth, [his] extended family, and other persons
11 who have had physical possession of or legal access to the child.

12 (d) The educational history of the child shall include, to
13 the extent known, information about the enrollment and performance
14 of the child in educational institutions, results of educational
15 testing and standardized tests, and special educational needs, if
16 any, of the child.

17 (e) The genetic history of the child shall include a
18 description of the child's parents by birth and their parents, any
19 other child(ren) born to either of the child's parents, and
20 extended family members, and shall specifically include, to the
21 extent such information is available, information about:

22 (1) their health and medical history, including any
23 genetic diseases and disorders;

1 (2) their health status at the time of placement;
2 (3) the cause of and their age at death;
3 (4) their height and weight and eye and hair color;
4 (5) their nationality and ethnic backgrounds;
5 (6) their general levels of educational and professional
6 achievements, if any;

7 (7) their religious backgrounds; if any; [and]

8 (8) any psychological, psychiatric or social
9 evaluations, including the date of any such evaluation, any
10 diagnosis, and a summary of any findings; [the-existence-of-any
11 other-child-or-children-born-to-either-of-the-child's-parents-by
12 birth-prior-to-placement-of-the-child-for-adoption.]

13 (9) any criminal conviction record relating to a
14 misdemeanor or felony classified as an offense against the person
15 or family, a misdemeanor or felony classified as public indecency,
16 or a felony violation of a statute intended to control the
17 possession or distribution of a substance included in the Texas
18 Controlled Substances Act (Article 4476-15, Vernon's Texas Civil
19 Statutes); and

20 (10) any information necessary to determine whether the
21 child is entitled to or otherwise eligible for state or federal
22 financial, medical or other assistance.

23 (f) The department, authorized agency, parent, guardian, or
24 person or entity who places the child for adoption shall [~~at or~~
25 ~~before the time of placement~~] provide the prospective adoptive
26 parents with a copy [summary] of the report as early as practicable

1 prior to the first meeting of the adoptive parents with the child
2 being placed for adoption edited to protect the identity
3 [confidentiality] of birth parents and their families.

4 (g) The report [~~and-a-copy-of-the-report-summary-submitted~~
5 ~~to-the-child's-adoptive-parents]~~ shall be retained for a period of
6 99 years by the department or authorized agency placing the child
7 for adoption. If the agency ceases to function as an authorized
8 agency, the agency shall transfer all the reports to the department
9 or, after giving notice to the department, to a transferee agency
10 that is assuming responsibility for the preservation of the
11 agency's adoption records. If the child has not been placed for
12 adoption by the department or an authorized agency, and if the
13 child is being adopted by a person other than the child's
14 stepparents, ^P grandparent, aunt, or uncle by birth, marriage, or
15 prior adoption, the person or entity who places the child for
16 adoption shall file the report [~~and-a-copy-of-the-report-summary~~
17 ~~submitted-to-the-child's-adoptive-parents]~~ with the department,
18 which shall retain such copies for a period of 99 years.

19 (h) No petition for adoption of a child by a person other
20 than the child's stepparent, grandparent, aunt, or uncle by birth,
21 marriage, or prior adoption may be granted until the following
22 documents have been filed in the record of the suit:

23 (1) a copy of the report [summary] signed by the child's
24 adoptive parents; and

25 (2) if the report is [~~and-a-copy-of-the-report-summary~~
26 ~~are]~~ required to be submitted to the department under Subsection

1 (g) of this section, a certificate from the department
2 acknowledging receipt of the report [~~and-a-copy-of-the-report~~
3 ~~summary~~].

4 (i) The department, authorized agency, or court retaining a
5 copy of the report [~~summary-submitted-to-the-adoptive-parents~~] shall
6 provide a copy of the report which has been edited to protect the
7 identity of the birth parents and any other person whose identity
8 is confidential [~~that-summary~~] to the following persons on request:

9 (1) an adoptive parent of the adopted child;

10 (2) the managing conservator, guardian of the person, or
11 legal custodian of the adopted child;

12 (3) the adopted child, after the child [he] is an adult;

13 (4) the surviving spouse of the adopted child if the
14 adopted child is dead and the spouse is the parent or guardian of a
15 child of the deceased adopted child; or

16 (5) a progeny of the adopted child if the adopted child
17 is dead and the progeny is an adult.

18 (j) A copy of the report [~~summary~~] may not be furnished to
19 any person who cannot furnish satisfactory proof of [his] identity
20 and [~~of-his~~] legal entitlement to receive a copy [~~of-the-summary~~].

21 (k) A person requesting a copy of the report [~~summary~~] must
22 pay the actual and reasonable costs of providing a copy [~~of-the~~
23 ~~summary-~~] and verifying [his] entitlement to the copy.

24 (1) The department, authorized agency, parent, guardian,
25 person, or entity who prepares and files the original report [~~and~~
26 ~~summary~~] is required to furnish supplemental medical, psychological

1 and psychiatric information to the adoptive parents should it
2 become available, and to file such supplemental information where
3 the original report is [~~and summary are~~] filed, where it shall be
4 retained for as long as the original report is [~~and summary are~~]
5 required to be retained.

6 (m) A court ~~hearing~~ jurisdiction of a suit affecting the
7 parent-child relationship may by order waive the making and filing
8 of a report under this section if the child's biological parents
9 cannot be located, and as a consequence thereof, there is not
10 sufficient information available to compile a report.

11 (n) The department, authorized agency, person or entity
12 placing a child for adoption shall inform the prospective adoptive
13 parents of their right to examine the records and other information
14 relating to the history of the child. It shall be the duty of the
15 person or entity placing the child for adoption to edit the records
16 and information to protect the identity of the biological parents
17 and any other person whose identity is confidential.

18 SECTION 5. Section 16.09, Family Code, is amended to read
19 as follows:

20 (a) On entry of a decree of adoption, the parent-child
21 relationship exists between the adopted child and the adoptive
22 parents as if the child were born to the adoptive parents during
23 marriage. The adoptive parents are entitled to receive copies of
24 the records and other information relating to the history of the
25 child maintained by the department, authorized agency, person, or
26 entity placing the child for adoption. It shall be the duty of the
person or entity placing the child for adoption to edit the records

1 and information to protect the identity of the biological parents
2 and any other person whose identity is confidential.

3 (b) An adopted child is entitled to inherit from and through
4 the child's [his] adoptive parents as though the child [he] were
5 the natural child of the parents.

6 (c) The terms "child," "descendant," "issue," and other
7 terms indicating the relationship of parent and child include an
8 adopted child unless the context or express language clearly
9 indicates otherwise.

10 (d) Nothing in this chapter shall preclude or affect the
11 rights of a biologic or adoptive maternal or paternal grandparents
12 to reasonable access under Sections 14.03(e), (f), and (g) of this
13 code.

14 SECTION 6. Section 34.08, Family Code, is amended to read
15 as follows:

16 ^{Section 34.08, Family Code}
17 (a) Except as provided in Subsections (b) and (c) of this
18 section, the [The] reports, records, and working papers used or
19 developed in an investigation made under this chapter are
20 confidential and may be disclosed only for purposes consistent with
21 the purposes of this code under regulations adopted by the
investigating agency.

22 (b) The adoptive parents of a child who was the subject of
23 an investigation under this chapter and an adult who was the
24 subject of an investigation under this chapter as a child are
25 entitled to examine and make copies of any reports, records,

1 working papers and other information in the possession, custody, or
2 control of the state which pertain to the history of the child and
3 which have been edited to protect the identity of the biological
4 parents and any other person whose identity is confidential.

5 (c) Prior to placing a child who was the subject of an
6 investigation under this chapter with prospective adoptive parents,
7 the department shall notify the prospective adoptive parents of
8 their right to examine any reports, records, and other information
9 in the possession, custody, or control of the state which pertain
10 to the history of the child and which have been edited to protect
11 the identity of the biological parents and any other person whose
12 identity is confidential. It is the duty of the department to
13 provide prospective adoptive parents an opportunity to examine
14 such information as early as practicable prior to placing a child
15 with the prospective adoptive parents.

16 SECTION 7. This Act applies to adoptions consummated
17 before, on or after the effective date of this Act.

18 SECTION 8. The importance of this legislation and the
19 crowded condition of the calendars in both houses create an
20 emergency and an imperative public necessity that the
21 constitutional rule requiring bills to be read on three several
22 days in each house be suspended, and this rule is hereby suspended,
23 and that this Act take effect and be in force from and after its
24 passage, and it is so enacted.

SENATE AMENDMENTS

2nd Printing

CO MAY 26 11:44:21
HOUSE OF REPRESENTATIVES

By Collazo

H.B. No. 1806

A BILL TO BE ENTITLED

AN ACT

relating to postadoption services for adoptees and the adoptive families.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. The heading of Chapter 47, Human Resources Code, is amended to read as follows: CHAPTER 47. ADOPTION SERVICES [~~FOR~~ ~~HARD-TO-PLACE-CHILDREN~~]

SECTION 2. Sections 47.001-47.005, Human Resources Code, are designated as SUBCHAPTER A. SERVICES FOR HARD-TO-PLACE CHILDREN.

SECTION 3. Chapter 47, Human Resources Code, is amended by adding Subchapter B to read as follows:

SUBCHAPTER B. POSTADOPTION SERVICES

Sec. 47.031. PROVISION OF SERVICES. The department may provide services after adoption to adoptees and adoptive families to whom the department provided services before adoption. The department may provide the services directly or through contract. The services may include financial assistance, respite care, placement services, parenting programs, support groups, counseling services, and medical aid.

Sec. 47.032. POSTADOPTION SERVICES ADVISORY COMMITTEE. (a) The Postadoption Services Advisory Committee is established.

(b) The committee is composed of:

(1) a representative of the department appointed by the commissioner;

1 (2) a representative of the Texas Department of Mental
2 Health and Mental Retardation appointed by the commissioner of
3 mental health and mental retardation;

4 (3) an adoptive parent appointed by the lieutenant
5 governor;

6 (4) an adoptive parent appointed by the speaker of the
7 house;

8 (5) a psychologist or psychiatrist licensed to
9 practice in this state who specializes in treating adopted children
10 appointed by the lieutenant governor; and

11 (6) a representative of a private adoption agency
12 appointed by the speaker of the house.

13 (c) The commissioner shall set the time and place of the
14 first meeting.

15 (d) Committee members serve two-year terms and may be
16 reappointed for subsequent terms.

17 (e) The committee shall annually elect one member to serve
18 as chairman.

19 (f) The committee shall meet at least quarterly. Any
20 actions taken by the committee must be approved by a majority vote
21 of the members present.

22 (g) Members of the committee receive no compensation but are
23 entitled to reimbursement for actual and necessary expenses
24 incurred in performing their duties under this section.

25 (h) The department shall pay the expenses of the committee
26 and shall supply necessary personnel and supplies.

27 (i) The committee shall:

1 (1) monitor the postadoption services provided by the
2 department and the contracts issued for those services;

3 (2) study the costs and benefits provided by the
4 postadoption services;

5 (3) review the issues concerning adoptees and adoptive
6 families and develop appropriate policy recommendations for the
7 state; and

8 (4) submit a biennial report to the legislature not
9 later than February 1 of each odd-numbered year that includes the
10 results of the costs and benefits study, the policy recommendations
11 for the state, and committee recommendations to improve
12 postadoption services provided by the department.

13 SECTION 4. The importance of this legislation and the
14 crowded condition of the calendars in both houses create an
15 emergency and an imperative public necessity that the
16 constitutional rule requiring bills to be read on three several
17 days in each house be suspended, and this rule is hereby suspended,
18 and that this Act take effect and be in force from and after its
19 passage, and it is so enacted.

ADOPTED

MAY 26 1989

Harry King
Secretary of the Senate

By Collazo

H.B. No. 1806

Substitute the following for H.B. No. 1806:

By *Brook*

C.S.H.B. No. 1806

A BILL TO BE ENTITLED

AN ACT

relating to children placed for adoption, postadoption services
for adoptees and the adoptive families.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. The heading of Chapter 47, Human Resources Code,
is amended to read as follows: CHAPTER 47. ADOPTION SERVICES [FOR
HARD-TO-PLACE-CHILDREN]

SECTION 2. Sections 47.001-47.005, Human Resources Code, are
designated as SUBCHAPTER A. SERVICES FOR HARD-TO-PLACE CHILDREN.

SECTION 3. Chapter 47, Human Resources Code, is amended by
adding Subchapter B to read as follows:

SUBCHAPTER B. POSTADOPTION SERVICES

Sec. 47.031. PROVISION OF SERVICES. The department may
provide services after adoption to adoptees and adoptive families
to whom the department provided services before adoption. The
department may provide the services directly or through contract.
The services may include financial assistance, respite care,
placement services, parenting programs, support groups, counseling
services, and medical aid.

Sec. 47.032. POSTADOPTION SERVICES ADVISORY COMMITTEE. (a)
The Postadoption Services Advisory Committee is established.

(b) The committee is composed of:

(1) a representative of the department appointed by
the commissioner;

1 (2) a representative of the Texas Department of Mental
2 Health and Mental Retardation appointed by the commissioner of
3 mental health and mental retardation;

4 (3) an adoptive parent appointed by the lieutenant
5 governor;

6 (4) an adoptive parent appointed by the speaker of the
7 house;

8 (5) a psychologist or psychiatrist licensed to
9 practice in this state who specializes in treating adopted children
10 appointed by the lieutenant governor; and

11 (6) a representative of a private adoption agency
12 appointed by the speaker of the house.

13 (c) The commissioner shall set the time and place of the
14 first meeting.

15 (d) Committee members serve two-year terms and may be
16 reappointed for subsequent terms.

17 (e) The committee shall annually elect one member to serve
18 as chairman.

19 (f) The committee shall meet at least quarterly. Any
20 actions taken by the committee must be approved by a majority vote
21 of the members present.

22 (g) Members of the committee receive no compensation but are
23 entitled to reimbursement for actual and necessary expenses
24 incurred in performing their duties under this section.

25 (h) The department shall pay the expenses of the committee
26 and shall supply necessary personnel and supplies.

27 (i) The committee shall:

1 (1) monitor the postadoption services provided by the
2 department and the contracts issued for those services;

3 (2) study the costs and benefits provided by the
4 postadoption services;

5 (3) review the issues concerning adoptees and adoptive
6 families and develop appropriate policy recommendations for the
7 state; and

8 (4) submit a biennial report to the legislature not
9 later than February 1 of each odd-numbered year that includes the
10 results of the costs and benefits study, the policy recommendations
11 for the state, and committee recommendations to improve
12 postadoption services provided by the department.

13 SECTION 4. Section 16.032, Family Code, is amended to read
14 as follows:

15 (a) Before placing a child for adoption with any person
16 other than the child's stepparent, grandparent, aunt, or uncle by
17 birth, marriage, or prior adoption, the Texas Department of Human
18 Services, an authorized agency, or the child's parent or guardian
19 shall compile a report on the available health, social,
20 educational, and genetic history of the child to be adopted. The
21 report shall include any history of physical, sexual, or emotional
22 abuse suffered by the child. If the child has been placed for
23 adoption by any person or entity other than the department, an
24 authorized agency, or the child's parent or guardian, it is the
25 duty of the person or entity who places the child for adoption to
26 prepare the report.

1 (b) The health history of the child must include information
2 about the child's health status at the time of placement. The
3 health history must include birth, neonatal, and other medical,
4 psychological, psychiatric, and dental history, a record of
5 immunizations, and the available results of medical, psychological,
6 psychiatric, and dental examinations of the child.

7 (c) The social history of the child must include
8 information, to the extent known, about past and existing
9 relationships among the child and the child's [,-his] siblings,
10 [his] parents by birth, [his] extended family, and other persons
11 who have had physical possession of or legal access to the child.

12 (d) The educational history of the child shall include, to
13 the extent known, information about the enrollment and performance
14 of the child in educational institutions, results of educational
15 testing and standardized tests, and special educational needs, if
16 any, of the child.

17 (e) The genetic history of the child shall include a
18 description of the child's parents by birth and their parents, any
19 other child(ren) born to either of the child's parents, and
20 extended family members, and shall specifically include, to the
21 extent such information is available, information about:

22 (1) their health and medical history, including any
23 genetic diseases and disorders;

1 (2) their health status at the time of placement;
2 (3) the cause of and their age at death;
3 (4) their height and weight and eye and hair color;
4 (5) their nationality and ethnic backgrounds;
5 (6) their general levels of educational and professional
6 achievements, if any;

7 (7) their religious backgrounds; if any; [and]

8 (8) any psychological, psychiatric or social
9 evaluations, including the date of any such evaluation, any
10 diagnosis, and a summary of any findings; [the-existence-of-any
11 other-child-or-children-born-to-either-of-the-child's-parents-by
12 birth-prior-to-placement-of-the-child-for-adoption.

13 (9) any criminal conviction record relating to a
14 misdemeanor or felony classified as an offense against the person
15 or family, a misdemeanor or felony classified as public indecency,
16 or a felony violation of a statute intended to control the
17 possession or distribution of a substance included in the Texas
18 Controlled Substances Act (Article 4476-15, Vernon's Texas Civil
19 Statutes); and

20 (10) any information necessary to determine whether the
21 child is entitled to or otherwise eligible for state or federal
22 financial, medical or other assistance.

23 (f) The department, authorized agency, parent, guardian, or
24 person or entity who places the child for adoption shall [~~,-at-or~~
25 ~~before-the-time-of-placement~~] provide the prospective adoptive
26 parents with a copy [summary] of the report as early as practicable

1 prior to the first meeting of the adoptive parents with the child
2 being placed for adoption edited to protect the identity
3 [confidentiality] of birth parents and their families.

4 (g) The report ~~[and-a-copy-of-the-report-summary-submitted~~
5 ~~to-the-child's-adoptive-parents]~~ shall be retained for a period of
6 99 years by the department or authorized agency placing the child
7 for adoption. If the agency ceases to function as an authorized
8 agency, the agency shall transfer all the reports to the department
9 or, after giving notice to the department, to a transferee agency
10 that is assuming responsibility for the preservation of the
11 agency's adoption records. If the child has not been placed for
12 adoption by the department or an authorized agency, and if the
13 child is being adopted by a person other than the child's
14 stepparents, grandparent, aunt, or uncle by birth, marriage, or
15 prior adoption, the person or entity who places the child for
16 adoption shall file the report ~~[and-a-copy-of-the-report-summary~~
17 ~~submitted-to-the-child's-adoptive-parents]~~ with the department,
18 which shall retain such copies for a period of 99 years.

19 (h) No petition for adoption of a child by a person other
20 than the child's stepparent, grandparent, aunt, or uncle by birth,
21 marriage, or prior adoption may be granted until the following
22 documents have been filed in the record of the suit:

23 (1) a copy of the report [summary] signed by the child's
24 adoptive parents; and

25 (2) if the report is ~~[and-a-copy-of-the-report-summary~~
26 ~~are]~~ required to be submitted to the department under Subsection

1 (g) of this section, a certificate from the department
2 acknowledging receipt of the report [~~and-a-copy-of-the-report~~
3 ~~summary~~].

4 (i) The department, authorized agency, or court retaining a
5 copy of the report [~~summary-submitted-to-the-adoptive-parents~~] shall
6 provide a copy of the report which has been edited to protect the
7 identity of the birth parents and any other person whose identity
8 is confidential [~~that-summary~~] to the following persons on request:

9 (1) an adoptive parent of the adopted child;

10 (2) the managing conservator, guardian of the person, or
11 legal custodian of the adopted child;

12 (3) the adopted child, after the child [he] is an adult;

13 (4) the surviving spouse of the adopted child if the
14 adopted child is dead and the spouse is the parent or guardian of a
15 child of the deceased adopted child; or

16 (5) a progeny of the adopted child if the adopted child
17 is dead and the progeny is an adult.

18 (j) A copy of the report [~~summary~~] may not be furnished to
19 any person who cannot furnish satisfactory proof of [his] identity
20 and [~~of-his~~] legal entitlement to receive a copy [~~of-the-summary~~].

21 (k) A person requesting a copy of the report [~~summary~~] must
22 pay the actual and reasonable costs of providing a copy [~~of-the~~
23 ~~summary-~~] and verifying [his] entitlement to the copy.

24 (l) The department, authorized agency, parent, guardian,
25 person, or entity who prepares and files the original report [~~and~~
26 ~~summary~~] is required to furnish supplemental medical, psychological

1 and psychiatric information to the adoptive parents should it
2 become available and to file such supplemental information where
3 the original report is ~~[and-summary-are]~~ filed, where it shall be
4 retained for as long as the original report is ~~[and-summary-are]~~
5 required to be retained.

6 (m) A court hearing jurisdiction of a suit affecting the
7 parent-child relationship may by order waive the making and filing
8 of a report under this section if the child's biological parents
9 cannot be located, and as a consequence thereof, there is not
10 sufficient information available to compile a report.

11 (n) The department, authorized agency, person or entity
12 placing a child for adoption shall inform the prospective adoptive
13 parents of their right to examine the records and other information
14 relating to the history of the child. It shall be the duty of the
15 person or entity placing the child for adoption to edit the records
16 and information to protect the identity of the biological parents
17 and any other person whose identity is confidential.

18 SECTION 5. Section 16.09, Family Code, is amended to read
19 as follows:

20 (a) On entry of a decree of adoption, the parent-child
21 relationship exists between the adopted child and the adoptive
22 parents as if the child were born to the adoptive parents during
23 marriage. The adoptive parents are entitled to receive copies of
24 the records and other information relating to the history of the
25 child maintained by the department, authorized agency, person, or
26 entity placing the child for adoption. It shall be the duty of the
person or entity placing the child for adoption to edit the records

1 and information to protect the identity of the biological parents
2 and any other person whose identity is confidential.

3 (b) An adopted child is entitled to inherit from and through
4 the child's [his] adoptive parents as though the child [he] were
5 the natural child of the parents.

6 (c) The terms "child," "descendant," "issue," and other
7 terms indicating the relationship of parent and child include an
8 adopted child unless the context or express language clearly
9 indicates otherwise.

10 (d) Nothing in this chapter shall preclude or affect the
11 rights of a biologic or adoptive maternal or paternal grandparents
12 to reasonable access under Sections 14.03(e), (f), and (g) of this
13 code.

14 SECTION 6. Section 34.08, Family Code, is amended to read
15 as follows:

16 (a) Except as provided in Subsections (b) and (c) of this
17 section, the [The] reports, records, and working papers used or
18 developed in an investigation made under this chapter are
19 confidential and may be disclosed only for purposes consistent with
20 the purposes of this code under regulations adopted by the
21 investigating agency.

22 (b) The adoptive parents of a child who was the subject of
23 an investigation under this chapter and an adult who was the
24 subject of an investigation under this chapter as a child are
25 entitled to examine and make copies of any reports, records,

1 working papers and other information in the possession, custody or
2 control of the state which pertain to the history of the child and
3 which have been edited to protect the identity of the biological
4 parents and any other person whose identity is confidential.

5 (c) Prior to placing a child who was the subject of an
6 investigation under this chapter with prospective adoptive parents,
7 the department shall notify the prospective adoptive parents of
8 their right to examine any reports, records, and other information
9 in the possession, custody, or control of the state which pertain
10 to the history of the child and which have been edited to protect
11 the identity of the biological parents and any other person whose
12 identity is confidential. It is the duty of the department to
13 provide prospective adoptive parents an opportunity to examine
14 such information as early as practicable prior to placing a child
15 with the prospective adoptive parents.

16 SECTION 7. This Act applies to adoptions consummated
17 before, on or after the effective date of this Act.

18 SECTION 8. The importance of this legislation and the
19 crowded condition of the calendars in both houses create an
20 emergency and an imperative public necessity that the
21 constitutional rule requiring bills to be read on three several
22 days in each house be suspended, and this rule is hereby suspended,
23 and that this Act take effect and be in force from and after its
24 passage, and it is so enacted.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

May 10, 1989

TO: Honorable Chet Brooks, Chairman
Committee on Health and Human Services
Senate Chamber
Austin, Texas

In Re: House Bill No. 1806,
as engrossed
By: Collazo

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Bill No. 1806, as engrossed (relating to postadoption services for adoptees and the adoptive families) this office has determined the following:

No significant fiscal implication to the State or units of local government is anticipated.

Source: Department of Human Services;
LBB Staff: JO, JWH, AL, GR, CKM

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

April 25, 1989

TO: Honorable Erwin W. Barton, Chair
Committee on Human Services
House of Representatives
Austin, Texas

In Re: House Bill No. 1806,
as amended
By: Collazo

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Bill No. 1806, as amended (relating to providing postadoption services for adoptees and the adoptive families) this office has determined the following:

No significant fiscal implication to the State or units of local government is anticipated.

Criminal Justice Policy Impact Statement: No change in the sanctions applicable to adults convicted of felony crimes is anticipated.

Source: Department of Human Services;
LBB Staff: JO, JWH, AL, GR, CKM

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE

March 29, 1989

TO: Honorable Erwin W. Barton, Chair
Committee on Human Services
House of Representatives
Austin, Texas

In Re: House Bill No. 1806
By: Collazo

FROM: Jim Oliver, Director

In response to your request for a Fiscal Note on House Bill No. 1806 (relating to providing postadoption services for adoptees and the adoptive families) this office has determined the following:

No fiscal implication to the State or units of local government is anticipated.

Criminal Justice Policy Impact Statement: No change in the sanctions applicable to adults convicted of felony crimes is anticipated.

Source: Department of Human Services;
LBB Staff: JO, JWH, AL, GR, BL

F
ENROLLED

H.B. No. 1806

AN ACT

relating to children placed for adoption and postadoption services for adoptees and the adoptive families.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. The heading of Chapter 47, Human Resources Code, is amended to read as follows: CHAPTER 47. ADOPTION SERVICES [FOR ~~HARD-TO-PLACE-CHILDREN~~]

SECTION 2. Sections 47.001-47.005, Human Resources Code, are designated as SUBCHAPTER A. SERVICES FOR HARD-TO-PLACE CHILDREN.

SECTION 3. Chapter 47, Human Resources Code, is amended by adding Subchapter B to read as follows:

SUBCHAPTER B. POSTADOPTION SERVICES

Sec. 47.031. PROVISION OF SERVICES. The department may provide services after adoption to adoptees and adoptive families to whom the department provided services before adoption. The department may provide the services directly or through contract. The services may include financial assistance, respite care, placement services, parenting programs, support groups, counseling services, and medical aid.

Sec. 47.032. POSTADOPTION SERVICES ADVISORY COMMITTEE. (a) The Postadoption Services Advisory Committee is established.

(b) The committee is composed of:

(1) a representative of the department appointed by the commissioner;

1 (2) a representative of the Texas Department of Mental
2 Health and Mental Retardation appointed by the commissioner of
3 mental health and mental retardation;

4 (3) an adoptive parent appointed by the lieutenant
5 governor;

6 (4) an adoptive parent appointed by the speaker of the
7 house;

8 (5) a psychologist or psychiatrist licensed to
9 practice in this state who specializes in treating adopted children
10 appointed by the lieutenant governor; and

11 (6) a representative of a private adoption agency
12 appointed by the speaker of the house.

13 (c) The commissioner shall set the time and place of the
14 first meeting.

15 (d) Committee members serve two-year terms and may be
16 reappointed for subsequent terms.

17 (e) The committee shall annually elect one member to serve
18 as chairman.

19 (f) The committee shall meet at least quarterly. Any
20 actions taken by the committee must be approved by a majority vote
21 of the members present.

22 (g) Members of the committee receive no compensation but are
23 entitled to reimbursement for actual and necessary expenses
24 incurred in performing their duties under this section.

25 (h) The department shall pay the expenses of the committee
26 and shall supply necessary personnel and supplies.

27 (i) The committee shall:

1 (1) monitor the postadoption services provided by the
2 department and the contracts issued for those services;

3 (2) study the costs and benefits provided by the
4 postadoption services;

5 (3) review the issues concerning adoptees and adoptive
6 families and develop appropriate policy recommendations for the
7 state; and

8 (4) submit a biennial report to the legislature not
9 later than February 1 of each odd-numbered year that includes the
10 results of the costs and benefits study, the policy recommendations
11 for the state, and committee recommendations to improve
12 postadoption services provided by the department.

13 SECTION 4. Section 16.032, Family Code, is amended to read
14 as follows:

15 Sec. 16.032. HEALTH, SOCIAL, EDUCATIONAL, AND GENETIC
16 HISTORY REPORT. (a) Before placing a child for adoption with any
17 person other than the child's stepparent, grandparent, aunt, or
18 uncle by birth, marriage, or prior adoption, the Texas Department
19 of Human Services, an authorized agency, or the child's parent or
20 guardian shall compile a report on the available health, social,
21 educational, and genetic history of the child to be adopted. The
22 report shall include any history of physical, sexual, or emotional
23 abuse suffered by the child. If the child has been placed for
24 adoption by any person or entity other than the department, an
25 authorized agency, or the child's parent or guardian, it is the
26 duty of the person or entity who places the child for adoption to
27 prepare the report.

1 (b) The health history of the child must include information
2 about the child's health status at the time of placement. The
3 health history must include birth, neonatal, and other medical,
4 psychological, psychiatric, and dental history, a record of
5 immunizations, and the available results of medical, psychological,
6 psychiatric, and dental examinations of the child.

7 (c) The social history of the child must include
8 information, to the extent known, about past and existing
9 relationships among the child and the child's~~[7-his]~~ siblings,
10 ~~[his]~~ parents by birth, ~~[his]~~ extended family, and other persons
11 who have had physical possession of or legal access to the child.

12 (d) The educational history of the child shall include, to
13 the extent known, information about the enrollment and performance
14 of the child in educational institutions, results of educational
15 testing and standardized tests, and special educational needs, if
16 any, of the child.

17 (e) The genetic history of the child shall include a
18 description of the child's parents by birth and their parents, any
19 other child born to either of the child's parents, and extended
20 family members, and shall specifically include, to the extent such
21 information is available, information about:

22 (1) their health and medical history, including any
23 genetic diseases and disorders;

24 (2) their health status at the time of placement;

25 (3) the cause of and their age at death;

26 (4) their height and weight and eye and hair color;

27 (5) their nationality and ethnic backgrounds;

(6) their general levels of educational and professional achievements, if any;

(7) their religious backgrounds, if any; [and]

(8) any psychological, psychiatric, or social evaluations, including the date of any such evaluation, any diagnosis, and a summary of any findings; [the--existence--of--any other--child--or--children-born-to-either-of-the-child's-parents-by birth-prior-to-placement-of-the-child-for-adoption.]

(9) any criminal conviction record relating to a misdemeanor or felony classified as an offense against the person or family, a misdemeanor or felony classified as public indecency, or a felony violation of a statute intended to control the possession or distribution of a substance included in the Texas Controlled Substances Act (Article 4476-15, Vernon's Texas Civil Statutes); and

(10) any information necessary to determine whether the child is entitled to or otherwise eligible for state or federal financial, medical, or other assistance.

(f) The department, authorized agency, parent, guardian, or person or entity who places the child for adoption shall~~[7--at--or before--the--time--of--placement,]~~ provide the prospective adoptive parents with a copy [summary] of the report as early as practicable prior to the first meeting of the adoptive parents with the child being placed for adoption edited to protect the identity [confidentiality] of birth parents and their families.

(g) The report [and-a-copy-of-the-report--summary--submitted to--the-child's-adoptive-parents] shall be retained for a period of

99 years by the department or authorized agency placing the child for adoption. If the agency ceases to function as an authorized agency, the agency shall transfer all the reports to the department or, after giving notice to the department, to a transferee agency that is assuming responsibility for the preservation of the agency's adoption records. If the child has not been placed for adoption by the department or an authorized agency, and if the child is being adopted by a person other than the child's stepparent, grandparent, aunt, or uncle by birth, marriage, or prior adoption, the person or entity who places the child for adoption shall file the report [~~and-a-copy-of-the-report-summary submitted-to-the-child's-adoptive--parents~~] with the department, which shall retain such copies for a period of 99 years.

(h) No petition for adoption of a child by a person other than the child's stepparent, grandparent, aunt, or uncle by birth, marriage, or prior adoption may be granted until the following documents have been filed in the record of the suit:

(1) a copy of the report [summary] signed by the child's adoptive parents; and

(2) if the report is [~~and-a-copy-of-the-report-summary are~~] required to be submitted to the department under Subsection (g) of this section, a certificate from the department acknowledging receipt of the report [~~and--copy--of--the-report summary~~].

(i) The department, authorized agency, or court retaining a copy of the report [~~summary--submitted-to-the-adoptive-parents~~] shall provide a copy of the report which has been edited to protect

1 the identity of the birth parents and any other person whose
2 identity is confidential [~~that-summary~~] to the following persons on
3 request:

4 (1) an adoptive parent of the adopted child;

5 (2) the managing conservator, guardian of the person,
6 or legal custodian of the adopted child;

7 (3) the adopted child, after the child [he] is an
8 adult;

9 (4) the surviving spouse of the adopted child if the
10 adopted child is dead and the spouse is the parent or guardian of a
11 child of the deceased adopted child; or

12 (5) a progeny of the adopted child if the adopted
13 child is dead and the progeny is an adult.

14 (j) A copy of the report [~~summary~~] may not be furnished to
15 any person who cannot furnish satisfactory proof of [his] identity
16 and [~~ef-his~~] legal entitlement to receive a copy [~~ef-the-summary~~].

17 (k) A person requesting a copy of the report [~~summary~~] must
18 pay the actual and reasonable costs of providing a copy [~~ef-the~~
19 ~~summary~~] and verifying [his] entitlement to the copy.

20 (1) The department, authorized agency, parent, guardian,
21 person, or entity who prepares and files the original report [~~and~~
22 ~~summary~~] is required to furnish supplemental medical,
23 psychological, and psychiatric information to the adoptive parents
24 should it become available, and to file such supplemental
25 information where the original report is [~~and-summary-are~~] filed,
26 where it shall be retained for as long as the original report is
27 [~~and-summary-are~~] required to be retained.

(m) A court having jurisdiction of a suit affecting the parent-child relationship may by order waive the making and filing of a report under this section if the child's biological parents cannot be located, and as a consequence thereof, there is not sufficient information available to compile a report.

(n) The department, authorized agency, person, or entity placing a child for adoption shall inform the prospective adoptive parents of their right to examine the records and other information relating to the history of the child. It shall be the duty of the person or entity placing the child for adoption to edit the records and information to protect the identity of the biological parents and any other person whose identity is confidential.

SECTION 5. Section 16.09, Family Code, is amended to read as follows:

Sec. 16.09. EFFECT OF ADOPTION DECREE. (a) On entry of a decree of adoption, the parent-child relationship exists between the adopted child and the adoptive parents as if the child were born to the adoptive parents during marriage. The adoptive parents are entitled to receive copies of the records and other information relating to the history of the child maintained by the department, authorized agency, person, or entity placing the child for adoption. It shall be the duty of the person or entity placing the child for adoption to edit the records and information to protect the identity of the biological parents and any other person whose identity is confidential.

(b) An adopted child is entitled to inherit from and through the child's [his] adoptive parents as though the child [he] were

1 the natural child of the parents.

2 (c) The terms "child," "descendant," "issue," and other
3 terms indicating the relationship of parent and child include an
4 adopted child unless the context or express language clearly
5 indicates otherwise.

6 (d) Nothing in this chapter shall preclude or affect the
7 rights of a biologic or adoptive maternal or paternal grandparent
8 to reasonable access under Sections 14.03(e), (f), and (g) of this
9 code.

10 SECTION 6. Section 34.08, Family Code, is amended to read as
11 follows:

12 Sec. 34.08. CONFIDENTIALITY. (a) Except as provided in
13 Subsections (b) and (c) of this section, the [The] reports,
14 records, and working papers used or developed in an investigation
15 made under this chapter are confidential and may be disclosed only
16 for purposes consistent with the purposes of this code under
17 regulations adopted by the investigating agency.

18 (b) The adoptive parents of a child who was the subject of
19 an investigation under this chapter and an adult who was the
20 subject of an investigation under this chapter as a child are
21 entitled to examine and make copies of any reports, records,
22 working papers, and other information in the possession, custody,
23 or control of the state which pertain to the history of the child
24 and which have been edited to protect the identity of the
25 biological parents and any other person whose identity is
26 confidential.

27 (c) Prior to placing a child who was the subject of an

1 investigation under this chapter with prospective adoptive parents,
2 the department shall notify the prospective adoptive parents of
3 their right to examine any reports, records, and other information
4 in the possession, custody, or control of the state which pertain
5 to the history of the child and which have been edited to protect
6 the identity of the biological parents and any other person whose
7 identity is confidential. It is the duty of the department to
8 provide prospective adoptive parents an opportunity to examine such
9 information as early as practicable prior to placing a child with
10 the prospective adoptive parents.

11 SECTION 7. This Act applies to adoptions consummated before,
12 on, or after the effective date of this Act.

13 SECTION 8. The importance of this legislation and the
14 crowded condition of the calendars in both houses create an
15 emergency and an imperative public necessity that the
16 constitutional rule requiring bills to be read on three several
17 days in each house be suspended, and this rule is hereby suspended,
18 and that this Act take effect and be in force from and after its
19 passage, and it is so enacted.

H.B. No. 1806

President of the Senate

Speaker of the House

I certify that H.B. No. 1806 was passed by the House on May 5, 1989, by the following vote: Yeas 134, Nays 1; and that the House concurred in Senate amendments to H.B. No. 1806 on May 27, 1989, by a non-record vote.

Chief Clerk of the House

I certify that H.B. No. 1806 was passed by the Senate, with amendments, on May 26, 1989, by the following vote: Yeas 31, Nays 0.

Secretary of the Senate

APPROVED: _____

Date

Governor

President of the Senate

Speaker of the House

I certify that H.B. No. 1806⁽¹⁾ was passed by the House on

May 5⁽²⁾

, 1989, by the following vote:

Yeas 134⁽³⁾, Nays 1⁽⁴⁾

and that the House concurred in Senate amendments to H.B. No. 1806⁽⁵⁾
on May 27, 1989, by a non-record vote.

Chief Clerk of the House

**** Preparation: 'A;CT62;

I certify that H.B. No. 1806⁽¹⁾ was passed by the Senate, with

amendments, on May 26⁽²⁾, 1989, by the

following vote: Yeas 31⁽³⁾, Nays 0⁽⁴⁾

Secretary of the Senate

APPROVED:

Date

Governor

**** Preparation: 'A;CT14;

H. B. No.

1806

By

Collazo

A BILL TO BE ENTITLED

AN ACT

relating to providing postadoption services for adoptees and the adoptive families.

MAR 3 1989

1. Filed with the Chief Clerk.

MAR 16 1989

2. Read first time and Referred to Committee on

Human Services

APR 18 1989

3. Reported favorably (as amended) and sent to Printer at 10:00 pm
(as substituted) APR 26 1989

APR 27 1989

4. Printed and distributed at 12:13 pm

APR 27 1989

5. Sent to Committee on Calendars at 12:21 pm
LCC

MAY 5 1989

6. Read second time (amended) passed to third reading (failed) by (Non-Record Vote)
(Record Vote of years, nays, present, not voting).

7. Motion to reconsider and table the vote by which H.B. was ordered engrossed prevailed (failed) by a (Non-Record Vote) (Record Vote of years, nays, and present, not voting).

8. Constitutional Rule requiring bills to be read on three several days suspended (failed to suspend) by a four-fifths vote of years, nays, and present, not voting.

MAY 5 1989

9. Read third time (amended); finally passed (failed) by (Non-Record Vote) (Record Vote of 134 years, 1 nays, 0 present, not voting).

10. Caption ordered amended to conform to body of bill.

11. Motion to reconsider and table the vote by which H. B. was finally passed prevailed (failed) by a (Non-Record Vote) (Record Vote of years, nays, and present, not voting).

MAY 5 1989

12. Ordered Engrossed at 1:15 pm

MAY 6 1989

13. Engrossed.

MAY 6 1989

14. Returned to Chief Clerk at 12:13 am

MAY 8 1989

15. Sent to Senate.

Betty Murray
Chief Clerk of the House

MAY 8 1989

16. Received from the House

MAY 9 1989

17. Read, referred to Committee on HEALTH AND HUMAN SERVICES

18. Reported favorably

MAY 22 1989

19. Reported adversely, with favorable Committee Substitute; Committee Substitute read first time.

20. Ordered not printed.

21. Regular order of business suspended by

(a viva voce vote.)

(years, nays.)

89 MAY 26 PM 4: 21
HOUSE OF REPRESENTATIVES

22. To permit consideration, reading and passage, Senate and Constitutional Rules suspended by vote of _____ yeas, _____ nays.

Laid before Senate

MAY 26 1989

23. Read second time _____ passed to third reading by:
(a viva voce vote)
_____ yeas, _____ nays.)

24. Caption ordered amended to conform to body of bill.

MAY 26 1989

25. Senate and Constitutional 3-Day Rules suspended by vote of 30 yeas,
1 nays to place bill on third reading and final passage.

MAY 26 1989

26. Read third time and passed by
(~~a viva voce vote.~~)
(31 yeas, 0 nays.)

OTHER ACTION:

OTHER ACTION:

Betty King

Secretary of the Senate

5-26-89

27. Returned to the House.

MAY 26 1989

28. Received from the Senate (~~with amendments.~~)
(as substituted.)

MAY 27 1989

29. House (Concurred) (~~Refused to Concur~~) in Senate (~~Amendment~~) by a (Non-Record
(Substitute) Vote) (Record Vote of _____ yeas, _____ nays, _____ present,
not voting).

30. Conference Committee Ordered.

MAY 27 1989

31. Conference Committee Report Adopted (Rejected) by a (Non-Record Vote) (Record
Vote of _____ yeas, _____ nays, and _____ present, not voting).

32. Ordered Enrolled at 2:26 pm

89 MAY -6 AM 12: 13

89 APR 27 PM 12: 13
HOUSE OF REPRESENTATIVES

AMS

4081